



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
08/951,635	10/17/1997	MANABU KATO	35.CI1250CON	1809

5514 7590 07/16/2003

FITZPATRICK CELLA HARPER & SCINTO  
30 ROCKEFELLER PLAZA  
NEW YORK, NY 10112

EXAMINER

PHAN, JAMES

ART UNIT	PAPER NUMBER
	2872

DATE MAILED: 07/16/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

*AK*

09/952,635

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

EXAMINER

ART UNIT      PAPER

52

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

See attached sheets. Also, copy of initialed form PTO-1449 is attached herewith.

Phan, J.  
July 10, 203

*James Phan*  
James Phan  
Primary Examiner

***Declaration under 37 C.F.R. 1.132***

The declaration under 37 C.F.R. 1.132 filed 4/15/03 has been considered. It is considered that the declaration overcomes all the rejections.

***Information Disclosure Statement***

The Japan document 7-13092 cited in the information disclosure statement (IDS) submitted on 5/15/02 has been considered by the examiner.

***Interference With a Patent***

Claims 61-63, 70 and 73 of this application have been copied from U.S. Patent No. 5,883,732 for the purpose of an interference.

Applicant has failed to specifically apply each limitation or element of each of the copied claim(s) to the disclosure of the application. Each of the claims 61-63, 70 and 73 recited "wherein the curvatures in the main and sub-scanning directions are non-symmetrical with respect to the optical axis". Although applicant has pointed out several teachings in the Japan documents 6-239386 and 7-66991 and the application Serial Number 08/522,118 for supporting the cited feature, applicant does not state how the cited feature is supported by the teachings. It appears that these teaching do not provide support for the cited feature. For an example, the translation of the Japan documents 7-66991 discloses "the lens shape in the sub-scanning direction is comprised of a spherical surface continuously varying in the direction of image height"; it is well known that spherical curvatures are symmetrical.

Applicant is given ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing date of this communication to specifically apply each limitation or element of

each of the copied claim(s) to the disclosure of the application. See 37 CFR 1.607(a)(5). THE PROVISIONS OF 37 CFR 1.136 DO NOT APPLY TO THE TIME SPECIFIED IN THIS ACTION.